

Effective 5/3/2023

Chapter 29

Domestic Violence Data Task Force

Part 1

General Provisions

63C-29-101 Definitions.

As used in this part:

- (1) "Cohabitant abuse protective order" means an order issued with or without notice to the respondent under Title 78B, Chapter 7, Part 6, Cohabitant Abuse Protective Orders.
- (2) "Criminal justice system victim advocate" means the same as that term is defined in Section 77-38-403.
- (3) "Lethality assessment" means an evidence-based assessment that is intended to identify a victim of domestic violence who is at a high risk of being killed by the perpetrator.
- (4) "Nongovernment organization victim advocate" means the same as that term is defined in Section 77-38-403.
- (5) "Task force" means the Domestic Violence Data Task Force created in Section 63C-29-201.
- (6) "Victim" means an individual who is a victim of domestic violence, as defined in Section 77-36-1.

Enacted by Chapter 109, 2023 General Session

Part 2

Domestic Violence Data Task Force

63C-29-201 Domestic Violence Data Task Force -- Creation -- Members -- Compensation -- Quorum -- Staff.

- (1) There is created the Domestic Violence Data Task Force to coordinate and make recommendations to the Legislature regarding the collection of domestic violence data in the state.
- (2) The task force consists of the following members:
 - (a) the commissioner of public safety, or the commissioner's designee;
 - (b) the executive director of the Department of Corrections, or the executive director's designee;
 - (c) the chair of the Board of Pardons and Parole, or the chair's designee;
 - (d) the president of the Utah Chiefs of Police Association, or the president's designee;
 - (e) the president of the Utah Sheriffs' Association, or the president's designee;
 - (f) the executive director of the State Commission on Criminal and Juvenile Justice, or the director's designee;
 - (g) the director of the Division of Child and Family Services, or the director's designee;
 - (h) the director of the Utah Division of Indian Affairs, or the director's designee;
 - (i) the chief administrative officer of the Office of Homeless Services, or the officer's designee;
 - (j) one individual who provides violence and injury prevention services within the Department of Health and Human Services, appointed by the executive director of the Department of Health and Human Services;

- (k) one individual who represents the Administrative Office of the Courts appointed by the state court administrator;
- (l) one individual appointed jointly by the Utah League of Cities and Towns and the Utah Association of Counties;
- (m) one individual who represents the Statewide Association of Prosecutors appointed by the association;
- (n) one individual who represents the Utah Association of Criminal Defense Lawyers appointed by the association; and
- (o) the following individuals appointed by the commissioner of public safety, or the commissioner's designee:
 - (i) one individual who represents a state domestic violence coalition, as defined in 45 C.F.R. Sec. 1370.2;
 - (ii) one criminal justice system advocate; and
 - (iii) one nongovernment organization victim advocate.
- (3) The task force shall annually select one of the task force members to be the chair of the task force.
- (4) If a vacancy occurs in the membership of the task force appointed under Subsection (2), the member shall be replaced in the same manner in which the original appointment was made.
- (5) A task force member:
 - (a) may not receive compensation or benefits for the member's service on the task force; and
 - (b) may receive per diem and reimbursement for travel expenses that the task force member incurs as a task force member at the rates that the Division of Finance establishes under:
 - (i) Sections 63A-3-106 and 63A-3-107; and
 - (ii) rules that the Division of Finance makes under Sections 63A-3-106 and 63A-3-107.
- (6)
 - (a) A majority of the task force members constitutes a quorum.
 - (b) The action of a majority of a quorum constitutes an action of the task force.
- (7) The Department of Public Safety shall provide staff support to the task force.

Enacted by Chapter 109, 2023 General Session

63C-29-202 Task force duties -- Reporting.

- (1) The task force shall:
 - (a) gather information on:
 - (i) lethality assessments conducted in the state, including:
 - (A) the type of lethality assessments used by law enforcement agencies and other organizations that provide domestic violence services; and
 - (B) training and protocols implemented by law enforcement agencies and the organizations described in Subsection (1)(a)(i)(A) regarding the use of lethality assessments;
 - (ii) the data collection efforts implemented by law enforcement agencies and the organizations described in Subsection (1)(a)(i)(A);
 - (iii) the number of cohabitant abuse protective orders that, in the immediately preceding calendar year, were:
 - (A) issued;
 - (B) amended or dismissed before the date of expiration; or
 - (C) dismissed under Subsection 78B-7-605(1); and
 - (iv) the prevalence of domestic violence in the state and the prevalence of the following in domestic violence cases:

- (A) stalking;
 - (B) strangulation;
 - (C) violence in the presence of children; and
 - (D) threats of suicide or homicide; and
- (b) review and provide feedback on:
- (i) lethality assessment training and protocols implemented by law enforcement agencies and the organizations described in Subsection (1)(a)(i)(A); and
 - (ii) the collection of domestic violence data in the state, including:
 - (A) the coordination between state, local, and not-for-profit agencies to collect data from lethality assessments and on the prevalence of domestic violence, including the number of voluntary commitments of firearms under Section 53-5c-201;
 - (B) efforts to standardize the format for collecting domestic violence and lethality assessment data from state, local, and not-for-profit agencies within federal confidentiality requirements; and
 - (C) the need for any additional data collection requirements or efforts.
- (2) Before November 30 of each year the task force shall provide a written report to the Law Enforcement and Criminal Justice Interim Committee describing:
- (a) the information gathered under Subsection (1)(a); and
 - (b) the feedback described in Subsection (1)(b).

Enacted by Chapter 109, 2023 General Session